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September 27, 2005

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VIA U.S. MAIL

Charles L.A. Terreni, Esquire
Chief Clerk/Administrator
South Carolina Public Service Commission
101 Executive Center Dr., Suite 100
Columbia, SC 29210

Re: Generic Proceeding to Explore a Formal Request for Proposal for Utilities
that are Considering Alternatives for Adding Generating Capacity
Docket No. 2005-191-E

Dear Mr. Terreni:

This docket was initiated pursuant to Public Service Commission of South Carolina ("Commission") Orders numbered 2005-2 and 2005-149 in Docket No. 2004-178-E. Specifically, in Order No. 2005-149, the Commission stated, "[W]e will open a generic docket for any person or company with standing to participate in order for the Commission to make an informed educational decision on whether to pursue a rulemaking regarding RFPs and competitive bidding."

A Notice of Generic Proceeding and Notice of Hearing was subsequently issued on July 12, 2005 and assigned Docket No. 2005-191-E. The July 12, 2005 Notice indicates the docket was initiated not only to explore "whether to implement a formal RFP process," but also "what should be included in the RFP process and how RFP's should be evaluated." The Notice seems to indicate the generic docket's purpose is somewhat more expansive than that stated in Order No. 2005-149.

Consequently, ORS limits its review solely to the scope contained in the Orders -- whether or not the Commission should pursue rulemaking procedures for an RFP process. In accordance with this scope, ORS encourages the Commission to pursue RFP formal rulemaking procedures as ORS believes doing so is in the public interest as defined by S.C. Code Ann. §58-4-10. Should the Commission decide to implement formal rulemaking procedures, ORS at that time will submit comments to the Commission to consider in formulating an RFP process.

With kind regards,

Shannon Bowyer Hudson
Shannon Bowyer Hudson

cc: Belton T. Zeigler
Frank R. Ellerbe III
Kevin A. Hall
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